



Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N. W.  
Washington, D. C. 20054

DOCKET FILE COPY ORIGINAL

August 4, 1997

RE: CC Docket 97-137, Application by Ameritech Michigan for Authorization under Section 271 of the Communications Act to Provide In Region Interlata Service in the State of Michigan

Dear Mr. Caton:

The recent responses of Ameritech Michigan to Brooks' comments and reply comments submitted in the above docket is a last ditch effort to save face on an application that is fatally flawed. As indicated in Brooks' comments, the Ameritech information supplied in this docket is incomplete, not factual, and therefore misleading. No other CLEC in Michigan has more experience and knowledge of Ameritech's activities than Brooks. It was only after very lengthy and protracted litigation that interconnection first occurred with Ameritech. Ameritech had stymied Brooks' (then US Signal's) interconnection for over a year, until Brooks had litigated terms through the Michigan Public Service Commission in early 1995. Since that time Brooks has experienced real operational problems that are central to checklist compliance items required for 271 in-region long distance entry. These operational problems have been documented and are contained in the June 10 and July 14 filings in this docket. Further operational problems were submitted in a July 24 ex parte communication.

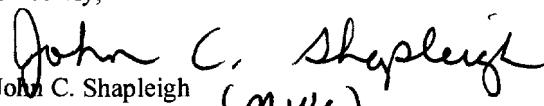
The operational problems so identified hit at the heart of Ameritech's compliance with the federal statute. They represent key facts obtained from actual market and operational experiences. Brooks was the first competitive carrier to rival Ameritech Michigan, and from this tenuous start, has a wealth of experience and information that are central to this issues in this docket. The facts as clearly presented in Brooks' comments indicate that the 14 point competitive checklist has not been satisfied. Real market experiences with names, dates, parties, phone numbers, etc. have been documented and included in Brooks' comments. This data is based on actual market experiences, and clearly disputes the claims made by Ameritech. Ameritech is attempting to dismiss their egregious behavior by claiming that these market experiences represent anecdotal incidents. Ameritech would lead the Commission to believe that these activities, such as blocking competition for over a ten month period to large market segments (Brooks MPSC Complaint Case U-10350), are merely "trivial" incidents easy to be dismissed. Brooks, on the other hand, feels the brunt of Ameritech's behavior. The Commission must seriously question the information provided by Ameritech, and seriously consider the information supplied by Brooks.

As you will find in the attached summaries, there remains serious deficiencies in Ameritech's application. Please find attached:

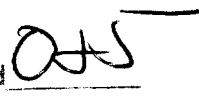
- A. A summary of Ameritech's non-compliance with the competitive checklist.
- B. A summary of other anticompetitive acts by Ameritech bearing on the public interest standard.
- C. Revised Ameritech service order performance standards.
- D. An affidavit verifying the accuracy of the facts contained in the comments, reply comments and ex parte communications submitted by Brooks in this docket.

We trust that you will find these summaries, affidavit and additional information useful in the Commission's evaluation.

Sincerely,

  
John C. Shapleigh  
Executive Vice President

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List ABOVE



cc: Chairman Reed E. Hundt  
Commissioner Rachelle B. Chong  
Commissioner James H. Quello  
Commissioner Susan Ness  
Thomas Boasberg  
Kathy Franco  
Paul Gallant  
James Casserly  
Richard Metzger  
Richard Welch  
Carol Matthey  
Michele Carey  
Melissa Waksman  
David Allen  
Jordan Goldstein  
Brent Olson  
Thomas Koutsy  
Sarah Whitesell  
Regina Keeney, Chief - Common Carrier Bureau  
Larry Atlas, Assoc.Chief - Common Carrier Bureau  
Don Russell, Chief - Anti-trust Division  
Frank J. Kelley, Attorney General - State of Michigan  
Katherine Brown, DOJ  
Dorothy Wideman, Secretary - MPSC



**Ameritech's Non-compliance with the Competitive Checklist**

Checklist Item	Compliance	Reason for Noncompliance
Interconnection	no	Incomplete translations, inadequate trunking, network blockage
Nondiscriminatory access to network elements	no	Inferior performance levels, non-parity service with Ameritech's retail operations, poor cutover coordination causing customer dissatisfaction
Nondiscriminatory access to poles, ducts, conduits	yes	
Unbundled local loop transmission	no	Inferior loop signaling quality, excessive special construction charges
Unbundled local transport	no	Refusal to provide unbundled shared transport required by MPSC
Unbundled local switching	no	Tariff on file with MPSC, but not approved, not operational
Nondiscriminatory access to 911, DA, Operator Svcs	no	Unilateral cutoff of 911 service to Brooks' Lansing customers, failure to adequately maintain database
White pages directory listings	yes	
Nondiscriminatory access to telephone numbers	yes	
Nondiscriminatory access to databases and signaling	no	OSS not operational and tested for unbundled loops, inaccurate FOC dates
Interim number portability through RCF and DID	no	Impairment of transmission quality and reliability, coordination and operational problems
Local dialing parity	no	Refusal to provide dialing parity as required by MPSC
Reciprocal compensation	no	Nonpayment for DID ported local traffic, nonpayment for internet access, discriminatory terms for cellular traffic
Telecommunications service available for resale	no comment	Brooks does not resell Ameritech services



**Ameritech's Non-compliance with the Competitive Checklist**  
**Cross Reference to Brooks' Filings**

Checklist Item	Reference to Comments	Incident Report Numbers
Interconnection	pp. 28 - 29	56, 57, 88
Nondiscriminatory access to network elements	pp. 29 - 31	1, 7, 8, 9, 10, 11, 15, 16, 17, 18, 19, 21, 28, 29, 30, 33, 34, 35, 37, 39, 40, 41, 47, 48, 51, 52, 53, 55, 71, 75, 76, 77, 79, 81, 84, 93, 95, 96, 97, 98, 103, 107, 108
Nondiscriminatory access to poles, ducts, conduits		
Unbundled local loop transmission	pp. 29 - 30	70
Unbundled local transport	[see MPSC Comments]	
Unbundled local switching	[see MPSC Comments]	
Nondiscriminatory access to 911, DA, Operator Svcs	pp. 26 - 28	
White pages directory listings		
Nondiscriminatory access to telephone numbers		
Nondiscriminatory access to databases and signaling	pp. 13 - 26	
Interim number portability through RCF and DID	pp. 32 - 33	
Local dialing parity	pp. 33 - 34	33, 34
Reciprocal compensation	pp. 34 - 35	
Telecommunications service available for resale		



**Summary of Other Anticompetitive Activities by Ameritech Bearing on the Public Interest Standard**

Anticompetitive Activities	Reference to Comments
Intentionally delaying access to OSS	pp. 14 - 16
Refusing to provide necessary technical data to implement OSS	pp. 16 - 17
Intentionally deactivating live 911 trunks w/o notice to Brooks	pp. 26 - 27
Discriminating against Brooks with regard to interconnection, service order installation and repair intervals	pp. 28 - 31
Refusal to provide certain unbundled elements to Brooks	p. 31
Intentionally delaying access to SS7 signaling on DID trunk groups for more than 1 yr	pp. 32 - 33
Refusing to implement dialing parity as ordered by the MPSC	pp. 33 - 34
Tying the provision of local exchange services to intraLATA toll services	pp. 33 - 34
Refusal to pay reciprocal compensation	pp. 34 - 35
Imposition of excessive special construction charges	p. 39
Creation of Winback Department to target Brooks customers and prevent competition	p. 39
Disparagement of Brooks' service to Brooks' customers	pp. 39 - 40
Threats to provide inferior service to Brooks' customers	pp. 39 - 40
Disclosure of Brooks and customer proprietary and/or confidential information to Ameritech retail sales representatives	p. 40
Active attempts to lock-in monopoly market share using long term contracts prior to the existence of competition	p. 40

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

In the Matter of

Application by Ameritech Michigan  
for Authorization Under Section 271 of the  
Communications Act to Provide  
In-Region InterLATA Services in the  
State of Michigan

)  
)  
)  
) CC Docket  
) No. 97-137  
)  
)  
)

**AFFIDAVIT OF MARTIN W. CLIFT, JR.  
ON BEHALF OF BROOKS FIBER COMMUNICATIONS OF MICHIGAN, INC.**

Martin W. Clift, Jr., being first duly sworn on oath, deposes and states as follows:

1. I am employed by Brooks Fiber Communications of Michigan, Inc. ("Brooks Fiber") as Director of Regulatory and Governmental Affairs. In this capacity, I have both federal and state responsibilities for matters involving regulatory and related business issues, including the interconnection agreement with Ameritech Michigan. I was a part of the Brooks negotiating team that negotiated the Ameritech interconnection agreement, and have been actively involved in the implementation of that agreement for Brooks, including serving as the principal Brooks point of contact for dispute resolutions that arise from that agreement.
2. I have a Master's degree in Business Administration from Indiana University.
3. I have over 27 years of experience in telecommunications, primarily in intercompany interconnection and compensation arrangements. One of my primary responsibilities involves various interconnection matters between Brooks Fiber and Ameritech. These matters include

network architecture, purchasing of unbundled facilities, dispute resolution, and compensation.

I previously submitted direct testimony with the M.P.S.C. dealing with landmark competitive and interconnection issues, Cases U-10555, U-10860, and U-11350. From the period 1991-1994, I was the Director of Access and Wireless Services for the Southern New England Telephone Company (SNET), located in New Haven, Connecticut. In this capacity I directed the product management, rates and tariff, and service cost functions associated with access services. These responsibilities also involved the negotiation and design for customized network applications applicable to interexchange carriers and large users. I also directed interconnection arrangements for cellular and paging carriers, and have filed testimony with the Connecticut Department of Public Utility Control. Previous to these responsibilities, from 1988-1991, I was Director of Separations and Access services, where I directed monthly separations processes, and annual access tariff filings. In addition, this responsibility included "exchange carrier relations" with the Woodbury Telephone Company. Prior to this time, I held a variety of other positions for SNET and GTE in jurisdictional cost separations and other cost compensation arrangements.

4. As Director of Regulatory and Governmental Affairs for Brooks Fiber, I directed the preparation and filing of all comments and reply comments submitted to the Commission on behalf of Brooks Fiber in this Docket.
5. Ameritech, in a desperate attempt to conceal its complete failure to comply with the requirements for authorization under 271 of the Telecommunications Act of 1996 to provide in-region interLATA service in the state of Michigan from the Commission, has moved to strike all comments, reply comments and ex parte communications filed on behalf of Brooks Fiber in this Docket. Brooks Fiber has responded to Ameritech's frivolous motion in a

separate filing.

6. All facts contained in the comments, reply comments and ex parte communications submitted on behalf of Brooks Fiber in this Docket accurately reflected the most recent information available to Brooks Fiber at the time they were submitted to the Commission.
7. Subsequent to Brooks Fiber's last submission to the Commission in this Docket, new information regarding Ameritech's service order performance has become available.
8. Ameritech has filed affidavits falsely stating that Brooks Fiber has accepted Ameritech's service order performance reports; Brooks Fiber does not accept Ameritech's service order performance reports for the reason that they are inaccurate. Brooks Fiber has repeatedly informed Ameritech of this fact.
9. Revised service order performance reports based on the most recent information available to Brooks Fiber as of the date of this Affidavit are submitted herewith.
10. Ameritech has also filed affidavits falsely denying the comments and information contained in the comments and exhibits submitted by Brooks in its June 10 and July 14 filings. Ameritech makes an outrageous claim that Brooks has never utilized the dispute escalation and resolution process set forth in the interconnection agreement. This statement is blatantly false. It is Brooks' customary business practice to communicate with Ameritech business personnel on a daily basis to attempt to resolve operational problems. In accordance with the terms of the interconnection agreement, problems are escalated through written correspondence (usually in the form of email messages). Unresolved issues are subsequently addressed at inter-company operational meetings. In the event that issues are not resolved at this level, the issues are further escalated. Attached are two letters from Larry Vanderveen, Brooks' Regional Vice President, to Ameritech's Cox and Edwards, which specifically cite

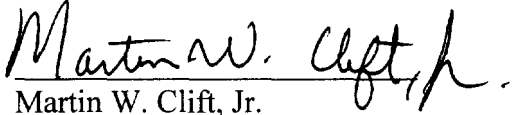


unsuccessful attempts to resolve disputed matters through normal business channels over an extended period, which consequently resulted in escalation in accordance with the agreement's terms. Ameritech's response to these issues was unsatisfactory, and, as stated in the interconnection agreement, when the dispute resolution process fails through business channels, redress is afforded through the state commissions or courts. In both instances, Brooks had to file complaints with the Michigan Public Service Commission due to Ameritech's failure to resolve these matters through normal business channels.

11. To the best of my knowledge, information and belief, all facts contained in the comments, reply comments and ex parte communications submitted on behalf of Brooks Fiber in this Docket, as supplemented by this Affidavit, remain true and correct as of the date of this Affidavit.

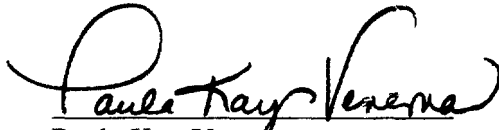
12. This concludes my Affidavit.

Dated: August 4, 1997

  
Martin W. Clift, Jr.

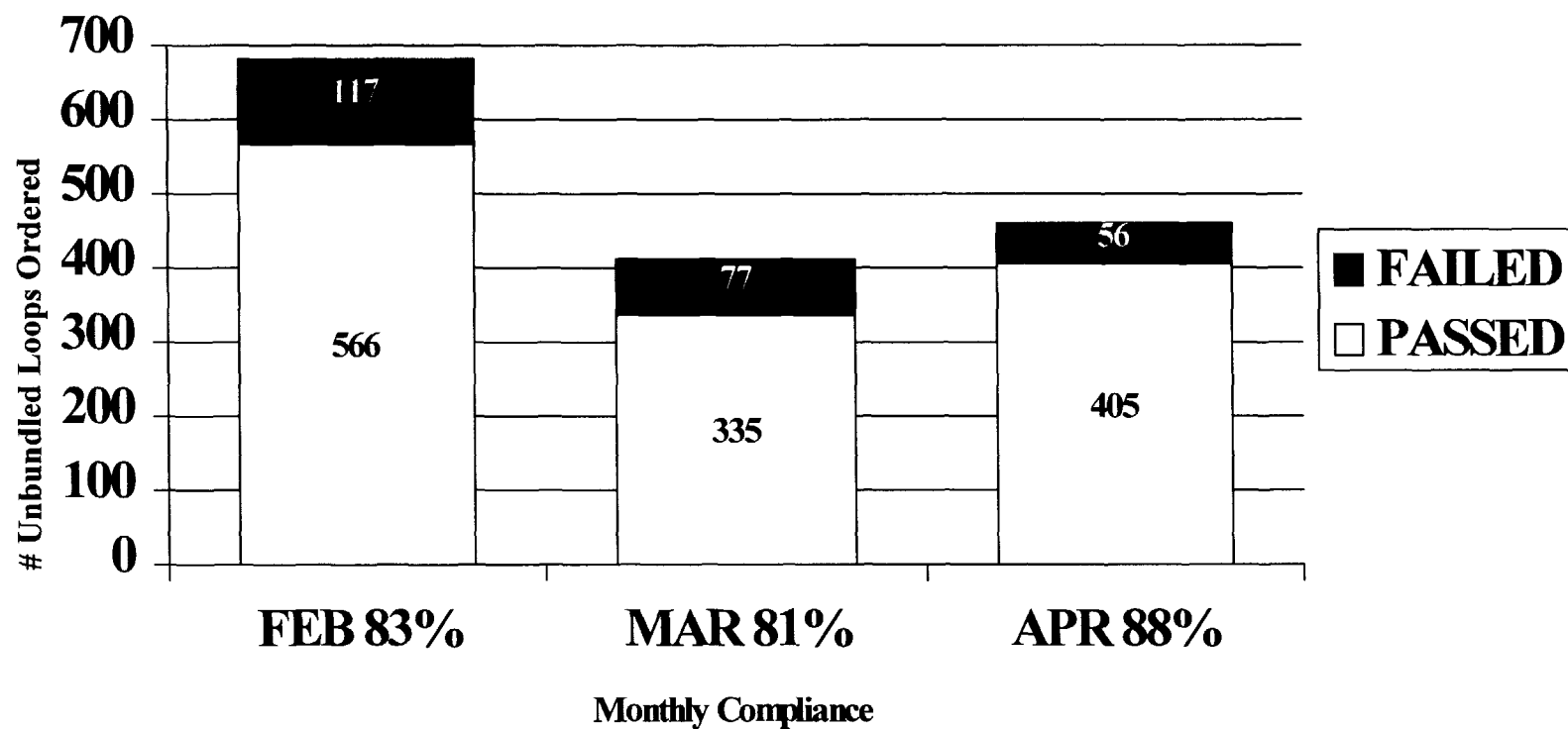
STATE OF MICHIGAN     )  
                                      ) ss.  
COUNTY OF KENT        )

The foregoing affidavit was subscribed and sworn to before me this 4<sup>th</sup> day of August, 1997, by  
Martin W. Clift, Jr.

  
Paula Kay Venema  
Notary Public Acting in  
Kent County, Michigan  
My commission expires: 9/7/99

# AMERITECH UNBUNDLED LOOP PERFORMANCE

**\* Year 1997 \***



Revised August 4, 1997

BROOKS FIBER COMMUNICATIONS

Ameritech Unbundled Loop Report

Month	Qty orders	Completed on time	%	Calc.	Missed due date	%	Calc.
Feb-97	683	566	83%	0.828697	117	17%	0.171303
Mar-97	412	335	81%	0.813107	77	19%	0.186893
Apr-97	461	404	88%	0.876356	57	12%	0.123644

7/30/97			
PON	Req due date	FOC date	Completion date
970124012	2/1/97	1/31/97	2/3/97
970123006	1/31/97	1/31/97	2/6/97
970124002	2/3/97	2/3/97	2/4/97
970125004	1/31/97	1/31/97	2/3/97
970130008	2/4/97	2/5/97	2/5/97
970206125	2/12/97	2/14/97	2/14/97
970205004	2/12/97	2/12/97	2/14/97
970206086	2/12/97	2/13/97	2/13/97
970215015	2/20/97	2/20/97	2/21/97
970211068	2/18/97	2/18/97	2/19/97
970211073	2/18/97	2/18/97	2/19/97
970214132	2/18/97	2/19/97	2/20/97
970212003	2/19/97	2/19/97	2/20/97
970214127	2/19/97	2/19/97	2/20/97
970206024	2/14/97	2/14/97	2/17/97
970215029	2/25/97	2/25/97	2/28/97
970210051	2/14/97	2/14/97	2/18/97
970207020	2/19/97	2/19/97	2/20/97
970213173	2/20/97	2/20/97	2/25/97
970215016	2/20/97	2/20/97	2/25/97
970213169	2/20/97	2/20/97	2/21/97
970215032	2/21/97	2/21/97	2/25/97
970214204	2/24/97	2/24/97	2/25/97
970208032	2/14/97	2/14/97	2/17/97
970215052	2/21/97	2/21/97	2/24/97
970218018	2/24/97	2/24/97	2/27/97
970214147	2/24/97	2/24/97	2/26/97
970214160	2/25/97	2/25/97	2/26/97
970215003	2/24/97	2/24/97	2/26/97
970215004	2/24/97	2/24/97	2/26/97
970218163	2/27/97	2/27/97	2/28/97
970219054	2/27/97	2/27/97	2/28/97
970127069	2/4/97	2/3/97	2/5/97
970129110	2/6/97	2/6/97	2/10/97
970205053	2/13/97	2/14/97	2/17/97
970204116	2/14/97	2/14/97	2/17/97
970206034	2/14/97	2/14/97	2/17/97
970208011	2/14/97	2/17/97	2/18/97
970214044	2/19/97	2/19/97	2/24/97
970207003	2/14/97	2/14/97	2/17/97
970208015	2/17/97	2/17/97	2/18/97
970207034	2/14/97	2/14/97	2/17/97
970208028	2/17/97	2/17/97	2/18/97
970214188	2/24/97	2/24/97	2/27/97
970213056	2/20/97	2/20/97	2/24/97
970212108	2/21/97	2/21/97	2/24/97
970215014	2/25/97	2/25/97	2/27/97
970214011	2/21/97	2/21/97	2/24/97
970215031	2/25/97	2/25/97	2/27/97
970214215	2/26/97	2/26/97	2/28/97
970215037	2/25/97	2/25/97	2/27/97
970214214	2/21/97	2/21/97	2/24/97

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970214221	2/21/97	2/21/97	2/24/97
970218014	2/27/97	2/27/97	2/28/97
970218159	2/27/97	2/27/97	2/28/97
970124211	2/3/97	2/3/97	2/4/97
970124198	2/3/97	2/3/97	2/4/97
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970213018	2/21/97	2/21/97	2/24/97
970213067	2/21/97	2/21/97	2/24/97
970213104	2/21/97	2/21/97	2/24/97
970213155	2/21/97	2/21/97	2/24/97
970214217	2/21/97	2/21/97	2/24/97
970123050	2/3/97	2/3/97	2/4/97
970123036	2/3/97	2/3/97	2/4/97
970123155	2/3/97	2/3/97	2/4/97
970124200	2/3/97	2/3/97	2/5/97
970127017	2/5/97	2/5/97	2/11/97
970213160	2/19/97	2/19/97	2/25/97
970130049	2/10/97	2/10/97	2/11/97
970205026	2/14/97	2/14/97	2/17/97
970205024	2/13/97	2/13/97	2/14/97
970211030	2/21/97	2/21/97	2/24/97
970211031	2/19/97	2/19/97	2/24/97
970124206	2/3/97	2/3/97	2/4/97
970204192	2/13/97	2/13/97	2/18/97
970204156	2/14/97	2/14/97	2/17/97
970204157	2/14/97	2/14/97	2/17/97
970204147	2/14/97	2/14/97	2/17/97
970204149	2/14/97	2/14/97	2/17/97
970207039	2/19/97	2/19/97	2/20/97
970207018	2/19/97	2/19/97	2/25/97
970207165	2/19/97	2/19/97	2/20/97
970213192	2/24/97	2/24/97	2/26/97
970214211	2/21/97	2/21/97	2/27/97
970120038	1/23/97	1/31/97	2/3/97
970203136	2/14/97	2/14/97	2/17/97
970213006	2/21/97	2/21/97	2/27/97
970128128	2/11/97	2/11/97	2/12/97
970130183	2/13/97	2/13/97	2/14/97
970211037	2/19/97	2/19/97	2/27/97
970129185	2/13/97	2/13/97	2/14/97
970212122	2/27/97	2/27/97	2/28/97
970128132	2/13/97	2/13/97	2/14/97
970130174	2/14/97	2/14/97	2/18/97
970127058	2/18/97	2/19/97	2/20/97
970122093	2/7/97	2/7/97	2/20/97
970207014	2/25/97	2/25/97	2/27/97
970130016	2/6/97	2/6/97	2/7/97
970211010	2/18/97	2/18/97	2/19/97
970215018	2/24/97	2/24/97	2/26/97
970212119	2/21/97	2/21/97	2/24/97

FEB-97

970123174	2/3/97	2/3/97	2/4/97
970208037	2/20/97	2/20/97	2/25/97
970210124	2/19/97	2/19/97	2/24/97
970213166	2/19/97	2/19/97	2/25/97
970120162	2/4/97	2/4/97	2/7/97
970122212	2/12/97	2/12/97	2/13/97
970217181	2/24/97	2/24/97	2/25/97
970217183	2/24/97	2/24/97	2/25/97

Mar-97

Failed Orders	8/3/97		
PON	Req due date	FOC date	Completion date
970303092	3/11/97	3/11/97	3/12/97
970225170	3/6/97	3/6/97	3/7/97
970303027	3/10/97	3/10/97	3/11/97
970303128	3/10/97	3/10/97	3/11/97
970307175	3/24/97	3/25/97	3/25/97
970314095	3/24/97	3/24/97	3/25/97
970314096	3/24/97	3/25/97	3/25/97
970315044	3/24/97	3/25/97	3/25/97
970228144	3/7/97	3/12/97	3/12/97
970224022	2/28/97	3/5/97	3/5/97
970222021	3/4/97	3/4/97	3/5/97
970225009	3/5/97	3/5/97	3/6/97
970308069	3/14/97	3/14/97	3/17/97
970310070	3/18/97	3/18/97	3/19/97
970307223	3/18/97	3/18/97	3/19/97
970311045	3/25/97	3/25/97	3/27/97
970313133	3/24/97	3/24/97	3/25/97
970314092	3/24/97	3/26/97	3/26/97
970315048	3/25/97	3/27/97	3/27/97
970213015	3/5/97	3/7/97	3/7/97
970310152	3/19/97	3/19/97	3/21/97
970222041	3/4/97	3/4/97	3/6/97
970224107	3/5/97	3/7/97	3/7/97
970306181	3/14/97	3/14/97	3/17/97
970308043	3/14/97	3/14/97	3/18/97
970310009	3/28/97	3/31/97	3/31/97
970307180	3/24/97	3/25/97	3/25/97
970307085	3/17/97	3/17/97	3/18/97
970310105	3/28/97	3/31/97	3/31/97
970314006	3/19/97	3/25/97	3/25/97
970315050	3/24/97	3/25/97	3/25/97
970315052	3/24/97	3/25/97	3/25/97
970228154	3/7/97	3/14/97	3/14/97
970219094	2/28/97	2/28/97	3/4/97
970222036	3/4/97	3/4/97	3/7/97
970222032	3/7/97	3/7/97	3/10/97
970226013	3/7/97	3/7/97	3/10/97
970227003	3/7/97	3/7/97	3/10/97
970228042	3/7/97	3/7/97	3/11/97
970307132	3/14/97	3/14/97	3/18/97
970307183	3/24/97	3/26/97	3/26/97
970310103	3/24/97	3/26/97	3/26/97
970310129	3/24/97	3/26/97	3/26/97
970310080	3/24/97	3/26/97	3/26/97
970311056	3/24/97	3/26/97	3/26/97

Mar-97

Failed Orders	8/3/97		
PON	Req due date	FOC date	Completion date
970311055	3/27/97	3/31/97	3/31/97
970311054	3/24/97	3/26/97	3/26/97
970315045	3/24/97	3/26/97	3/26/97
970315041	3/21/97	3/26/97	3/26/97
970315053	3/24/97	3/26/97	3/26/97
970228090	3/7/97	3/12/97	3/12/97
970221081	3/7/97	3/12/97	3/12/97
970219059	2/28/97	2/28/97	3/3/97
970313124	3/10/97	3/24/97	3/27/97
970310133	3/24/97	3/26/97	3/27/97
970311082	3/24/97	3/26/97	3/27/97
970312059	3/24/97	3/26/97	3/27/97
970312054	3/24/97	3/27/97	3/27/97
970312183	3/24/97	3/27/97	3/27/97
970314087	3/24/97	3/26/97	3/27/97
970315047	3/24/97	3/27/97	3/27/97
970315051	3/24/97	3/26/97	3/27/97
970313123	3/20/97	3/26/97	3/26/97
970214166	2/24/97	3/3/97	3/3/97
970306186	3/19/97	3/19/97	3/21/97
970310007	3/24/97	3/27/97	3/31/97
970307220	3/18/97	3/21/97	3/24/97
970314103	3/24/97	3/25/97	3/31/97
970315049	3/26/97	3/26/97	3/31/97
970214202	2/24/97	3/13/97	3/13/97
970129056	2/28/97	2/28/97	3/3/97
970224099	3/15/97	3/5/97	3/6/97
970226014	3/4/97	3/5/97	3/7/97
970226100	3/6/97	3/6/97	3/7/97
970313105	3/25/97	3/26/97	3/27/97
970222042	3/4/97	3/5/97	3/7/97
970226157	3/6/97	3/6/97	3/7/97



# PON NUMBERS FOR APRIL

[illegible]



Neil Cox  
President  
Ameritech - Information Industry Services  
350 North Orleans  
Chicago, IL 60654

March 3, 1997

Dear Neil,

In September of last year, at a meeting here in Grand Rapids, we first requested that we be allowed to offer Brooks' local customers the option of choosing Ameritech for their intraLata toll services. Ameritech has continually denied this request, and recently stated before the MPSC that "Ameritech does not hold itself out as a ubiquitous provider of intraLata toll..." We believe that the current posture of Ameritech is not only blatantly discriminatory, but is anti-competitive. We are therefore prepared to file a complaint with the MPSC asking that this discriminatory treatment be stopped. This letter is a final request for your assistance to help resolve this matter before we seek regulatory redress.

Under our request intraLata toll calls would be routed to Ameritech for termination. Ameritech would be the service provider, with billing accomplished independently by Ameritech, or through Brooks, or some other arrangement. In effect we asked that Brooks' customers be allowed to choose Ameritech for intraLata toll, in a similar fashion as Ameritech contracts with independent telephone companies. Although there may be various network solutions possible, Brooks has successfully tested and terminated calls through Ameritech, using Ameritech Long Distance Services' CIC code, 0113. We see no technical impediments for such an arrangement, and would be willing to work with you to develop appropriate network architecture and billing arrangements.

Therefore, from our perspective the only impediment is one of Ameritech policy. We request your assistance in reviewing this policy, and agree to engage a process with Brooks for its customers to be able to choose Ameritech for intraLata toll.

Since our request has been before Ameritech for several months, and has recently been subject to MPSC filings, we would appreciate your prompt attention to this matter. We are looking for your response by March 10. If this is not successfully resolved we will file a complaint with the MPSC.

Sincerely,

A handwritten signature in dark ink, appearing to read "Larry Manderveen", is written over the typed name.

Larry Manderveen  
Regional Vice President



April 1, 1997

Mr. Ted Edwards  
Vice President - Sales  
Local Exchange Carriers  
Information Industry Services  
350 North Orleans Street, 3rd Floor  
Chicago, IL 60654

Dear Ted,

As indicated in the attached correspondence, we notified your company in late December of a situation involving inequitable compensation for "Type 2" traffic originating on our network and terminating through your network to mobile (cellular and paging) carriers. It is our position that:

- a. Brooks usage is included in Ameritech's bills to mobile carriers.
- b. Ameritech discriminates against Brooks in terms of compensation arrangements vis-à-vis arrangements with other local exchange carriers.

Eric Larsen, our Ameritech Account Manager, indicated on March 21 that he would send us a letter describing how traffic originated on Brooks network to these carriers is handled in the billing process to these carriers. He also indicated that he would send us a letter stating that this treatment is consistent with arrangements Ameritech has with other local exchange carriers, such as Allendale Telephone Company. To date we have not received any correspondence from your companies on this subject.

We would appreciate if you would address this matter. Our traffic to the mobile carriers grows daily. Since we believe that the current compensation arrangements for this traffic are not equitable, we are requesting prompt resolution. If this matter is not satisfactorily resolved by April 20, we will bring this matter before the Michigan Public Service Commission.

Thank you for your assistance.

Sincerely,

A handwritten signature in cursive script that reads "Larry Vanderveen". The signature is written in dark ink and is positioned above the printed name and title.

Larry Vanderveen  
Regional Vice President - Great Lakes Region

**Marty Clift**

**From:** Marty Clift  
**Sent:** Monday, March 24, 1997 5:06 PM  
**To:** 'Eric Larsen'  
**Subject:** Type 2

Just to recap the action items from Friday's 3/21 conference call:

1. You will check whether or not Brooks usage is excluded from Ameritech's charges to the cellular and paging carriers. You indicated that you thought that it is excluded.
2. You will confirm that the proposed transiting arrangements provided to Brooks for this traffic are provided in a non-discriminatory fashion, as provided to other local exchange providers, such as Allendale.
3. A listing of the paging and cellular NXX's was faxed to you on 3/21.

In addition, on the INP porting issue, I did not receive the fax from Denise on the ARMIS data. Did you send it?

Please respond as soon as possible, so that we can keep moving to closure.

**Marty Clift**

**From:** Marty Clift  
**Sent:** Monday, January 20, 1997 4:18 PM  
**To:** 'ERIC.L.LARSEN@x400gw.ameritech.com'  
**Subject:** RE: Type 2 Interconnection

Have you had a chance to discuss this with Sue? Please report where we are on this issue. We would like to include this usage on our mutual compensation bill to you.

Please inform of the status. Thank you.

---

**From:** ERIC.L.LARSEN@x400gw.ameritech.com[SMTP:ERIC.L.LARSEN@x400gw.ameritech.com]  
**Sent:** Friday, December 27, 1996 5:32 PM  
**To:** Marty Clift  
**Subject:** RE: Type 2 Interconnection

I forwarded your message to our billing folks (Sue Springsteen's team). I will be discussing the issues with Sue when she returns from her holiday vacation (1/6/97). However, I will try and hook-up with you before this to discuss in greater detail.

**Marty Clift**

**From:** Marty Clift  
**Sent:** Friday, December 27, 1996 5:42 PM  
**To:** 'ERIC.L.LARSEN@x400gw.ameritech.com'  
**Subject:** RE: Type 2 Interconnection

Thanks Eric, I'll be in all next week.

**From:** ERIC.L.LARSEN@x400gw.ameritech.com[SMTP:ERIC.L.LARSEN@x400gw.ameritech.com]  
**Sent:** Friday, December 27, 1996 5:32PM  
**To:** Marty Clift  
**Subject:** RE: Type 2 Interconnection

I forwarded your message to our billing folks (Sue Springsteen's team). I will be discussing the issues with Sue when she returns from her holiday vacation (1/6/97). However, I will try and hook-up with you before this to discuss in greater detail.

**Marty Clift**

**From:** Marty Clift  
**Sent:** Friday, December 20, 1996 10:19 AM  
**To:** 'Eric Larsen'  
**Cc:** Kathy Jones; Bob Vanderlaan; Todd Stein; Pansy Spain  
**Subject:** Type 2 Interconnection

In reference to my voice mail left earlier, let me try to provide a brief written explanation:

Situation: AMI provides a Type 2 interconnection to a paging carrier  
The paging carrier is charged by AMI standard access charges  
There is no charge to the originating end user; toll, payphone, or local

A BFC end user calls the paging carrier served by AMI  
The call is transported over the intralata toll trunks to AMI  
AMI charges BFC for intralata toll termination  
BFC does not charge the end user

1. What does AMI charge the paging carrier for calls originating from BFC? Does AMI have sufficient call record detail? Does BFC have to provide data for AMI billing?
2. We need to fix the intercompany billing between BFC and AMI. AMI should bill the paging carrier for call termination at full AMI access charges, but should remit BFC's access portion to BFC. We need to work out a process and "fix" the billing. I believe AMI handles this situation with the Independent Telcos under contract. Do we need an addendum to our agreement?

Please call to discuss.